

ESTTA Tracking number: **ESTTA509125**

Filing date: **12/05/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	GOGLIO S.p.A. o in forma estesa Goglio Luigi Milano S.p.A.		
Entity	Joint Stock Company	Citizenship	Italy
Address	Via Andrea Solari, 10 Milano, 20144 ITALY		

Attorney information	Jason A. Cody Novak Druce + Quigg LLP 300 New Jersey Ave., NW 5th Floor Washington, DC 20001 UNITED STATES trademark@novakdruce.com, jason.cody@novakdruce.com Phone:2026590100
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Applicant Information

Application No	85647864	Publication date	11/06/2012
Opposition Filing Date	12/05/2012	Opposition Period Ends	12/06/2012
Applicant	Chandra, Shubham 20 Zain Circle 20 Zain Circle Milford, MA 01757 UNITED STATES		

Goods/Services Affected by Opposition


Class 016. All goods and services in the class are opposed, namely: Plastic bags for packaging


Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	1081659	Application Date	09/27/1976
Registration Date	01/10/1978	Foreign Priority Date	NONE
Word Mark	FRES-CO SYSTEM		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 016. First use: PLASTIC PACKING SHEETS AND PAPER BAGS Class 022. First use: [PLASTIC BAGS]

U.S. Registration No.	3147058	Application Date	06/08/2000
Registration Date	09/26/2006	Foreign Priority Date	05/10/2000
Word Mark	FRES-CO SYSTEM		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 007. First use: machines for packaging of foods, chemical and pharmaceutical products and organic fluids Class 016. First use: paper, cardboard, and bags for packaging and wrapping; packaging paper; paper and cardboard packaging and containers for vacuum and non-vacuum packaging Class 017. First use: plastic sheets and plastic material films for packaging Class 020. First use: commercial containers for vacuum and non-vacuum packaging in plastic or plastic materials		

U.S. Registration No.	4089464	Application Date	04/15/2010
Registration Date	01/24/2012	Foreign Priority Date	04/07/2010

Word Mark	FRES-CO BRICK
Design Mark	FRES-CO BRICK
Description of Mark	NONE
Goods/Services	<p>Class 006. First use: Flexible, air tight under vacuum industrial containers for packaging, made of metal or consisting primarily of metal also with paper and/or plastic materials; boxes and tubes made of metal or consisting of primarily of metal also with paper and/or plastic materials; industrial packaging containers in the form of bags and small bags, made of metal or consisting primarily of metal also with paper and/or plastic materials</p> <p>Class 007. First use: Machines for packaging foodstuffs, chemicals, pharmaceutical preparations and organic fluids</p> <p>Class 016. First use: Sheets, boxes, bags and small bags for wrapping and packaging consisting primarily of paper and cardboard and also in combination with aluminium, plastic material or combinations of these materials; wrapping paper; paper packs and containers for vacuum and non-vacuum packaging made of paper or made primarily of paper in combination with aluminium film, plastic materials or of combination of these materials; wrapping and packaging films made of plastic or made primarily of plastic in combination with aluminium not for commercial or industrial purposes</p> <p>Class 017. First use: Packaging for vacuum and non-vacuum packaging in the nature of films and containers used as packaging both for food and for non-food items made of plastic, plastic material and primarily of plastic in combination with aluminium film for commercial or industrial purposes</p>

Attachments	<p>73101288#TMSN.gif (1 page)(bytes) 76066360#TMSN.gif (1 page)(bytes) 79084428#TMSN.jpeg (1 page)(bytes) Notice of Opposition.pdf (25 pages)(202341 bytes)</p>
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Jason A. Cody/
Name	Jason A. Cody
Date	12/05/2012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GOGLIO S.p.A. o in forma estesa
Goglio Luigi Milano S.p.A.,

Serial No.: 85/647,864

Mark: FRESHCA

Opposer,

Opposition No.: _____

v.

Shubham Chandra dba Chandra Associates,

Applicant.

NOTICE OF OPPOSITION

Opposer GOGLIO S.p.A. o in forma estesa Goglio Luigi Milano S.p.A. (“Goglio”), an Italian joint stock company, having its registered offices at Via Andrea Solari, 10, I-20144 Milano, Italy, believes that it will be damaged by registration of Serial No. 85/647,864 filed by Applicant Shubham Chandra dba Chandra Associates, and hereby opposes this application under the provisions of 15 U.S.C. § 1063. Applicant filed its Application Serial No. 85/647,864 on June 9, 2012 for the mark FRESHCA, and the Application was published for opposition on November 6, 2012. This Opposition is timely filed.

As grounds for opposition, Opposer alleges as follows:

1. Application Serial No. 85/647,864 seeks registration of the mark FRESHCA for “plastic bags for packaging” in International Class 16.
2. The opposed application was filed on June 9, 2012 by Applicant Shubham Chandra dba Chandra Associates, a sole proprietor located at 20 Zain Circle, Milford, Massachusetts 01757, based on a claim of a bona fide intent to use the mark FRESHCA in commerce in connection with the goods identified in the opposed application.
3. Opposer got its start in the packaging business during the mid-1800s in Milan, Italy, and adopted and began making continuous use of, *inter alia*, the marks FRES-CO SYSTEM and FRES-CO BRICK (collectively referred to as the “FRES-CO Marks”) in interstate commerce in connection with packaging

materials, including plastic bags, well prior to the June 9, 2012 filing date of the opposed application.

4. Opposer has 10 production plants—6 in Europe, 2 in the United States, and 2 in China—employs approximately 1,680 people, and earns hundreds of millions in annual revenues, approximately 31% of which derive from the North American market, including the United States.

5. By virtue of Opposer's prior and continuous advertising, promotion, and sales of packaging materials, purchasers of such goods and others have come to recognize the FRES-CO Marks as a singular indication of origin, as a consequence of which Opposer has established valuable goodwill and exclusive rights in the FRES-CO Marks.

6. In addition to Opposer's common law rights in the FRES-CO Marks, Opposer owns federal trademark registrations for its marks, including the following which cover directly competing goods in, *inter alia*, International Class 16:

<u>Mark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>	<u>Examples of Competing Goods in Class 16</u>
FRES-CO SYSTEMS & Design	1081659	1/10/78	Plastic packing sheets and paper bags
FRES-CO SYSTEMS & Design	3147058	9/26/06	Paper, cardboard, and bags for packaging and wrapping; packaging paper; paper and cardboard packaging and containers for vacuum and non-vacuum packaging
FRES-CO BRICK	4089464	1/24/2012	Sheets, boxes, bags and small bags for wrapping and packaging consisting primarily of paper and cardboard and also in combination with aluminum, plastic material or combinations of these materials; wrapping paper; paper packs and containers for vacuum and non-vacuum packaging made of paper or made primarily of paper in combination with aluminum film, plastic materials or of combination of these materials; wrapping and packaging films made of plastic or made primarily of plastic in combination with aluminum not for commercial or industrial purposes

Annexed hereto as Exhibits A, B, and C are true and accurate copies of printouts from the website of the United States Patent and Trademark Office's Trademark Status and Document Retrieval (TSDR) online database for the above-referenced Registration Nos. 1081659, 3147058, and 4089464, respectively.

7. The above-referenced registrations are valid and subsisting and are *prima facie* evidence of the validity thereof and of Opposer's ownership and exclusive right to use the respective marks in commerce, and also are constructive notice of Opposer's ownership thereof, all as provided by §§ 7(b) and 22 of the Federal Trademark Act of 1946, as amended.

8. In addition, the right to use the mark FRES-CO SYSTEMS & Design has become incontestable, and Registration Nos. 1081659 and 3147058 provide conclusive evidence of Opposer's exclusive right to use this mark in commerce as provided by Sections 15 and 33(b) of the Federal Trademark Act.

9. The goods identified in the opposed application and those identified by Opposer's marks are commercially related, if not identical, and are likely to be sold and/or offered for sale to the same or overlapping classes of purchasers. Therefore, purchasers, prospective purchasers, and others are likely to be confused, mistaken, or deceived into the belief, contrary to fact, that the plastic bags for packaging described in the opposed application, which are intended to be offered under the mark FRESHCA, emanate from and/or are in some way sponsored or approved by Opposer and/or that Applicant is somehow affiliated with Opposer, thereby damaging Opposer.

10. Applicant's intended adoption and use of the mark FRESHCA has been without Opposer's consent, and Applicant is not otherwise lawfully entitled to the registration which it seeks because, *inter alia*, Applicant's mark FRESHCA so resembles Opposer's FRES-CO Marks, as to be likely to cause confusion, to cause mistake, or to deceive within the meaning of Section 2(d) of the Federal Trademark Act, thereby damaging Opposer.

* * *

WHEREFORE, Opposer respectfully prays that this Opposition be sustained in favor of Opposer and that Application Serial No. 85/647,864 for the mark FRESHCA be refused and that no registration be issued thereon to Applicant.

Respectfully submitted,



Dated: December 5, 2012

Anthony P. Venturino
Jason A. Cody
NOVAK DRUCE & QUIGG LLP
300 New Jersey Ave., N.W.
Fifth Floor
Washington, D.C. 20001
(202) 659-0100

Attorneys for Opposer
Goglio Luigi Milano S.p.A.

CERTIFICATE OF SERVICE

This is to certify that on this 5th day of December 2012, a copy of the foregoing Notice of Opposition and exhibits was mailed by First Class mail, postage prepaid, to the following correspondent of record (there being no attorney of record):

Shubham Chandra
20 Zain Circle
Milford, Massachusetts 01757-2831

/Jason A. Cody/

EXHIBIT A

Generated on: This page was generated by TSDR on 2012-12-03 15:43:41 EST

Mark: FRES-CO SYSTEM

fres-co
SYSTEM

**US Serial
Number:** 73101288

**Application
Filing Date:** Sep. 27, 1976

**US Registration
Number:** 1081659

**Registration
Date:** Jan. 10, 1978

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Apr. 25, 2008

Mark Information

**Mark Literal
Elements:** FRES-CO SYSTEM

**Standard
Character Claim:** No

**Mark Drawing
Type:** 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/
LETTER(S)/NUMBER(S)

Disclaimer: WITHOUT RELINQUISHING ANY COMMON LAW RIGHTS,
EXCLUSIVE RIGHTS IN THE WORD "SYSTEM" IS DISCLAIMED APART
FROM THE MARK AS SHOWN.

**Design Search
Code(s):** 26.17.13 - Letters or words underlined and/or overlined by one or more strokes
or lines; Underlined words or letters; Overlined words or letters

Foreign Information

**Foreign Registration
Number:** 164056

**Foreign
Registration Date:** Mar. 10, 1964

**Foreign
Application/Registration
Country:** ITALY

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: PLASTIC PACKING SHEETS AND PAPER BAGS

International Class: 016 - Primary Class

U.S Class: 002

Class Status: ACTIVE

Basis: 44(e)

For: [PLASTIC BAGS]

International Class: 022 - Primary Class

U.S Class: 001, 002, 007, 019, 022, 042, 050

Class Status: EXPIRED

Basis: 44(e)

Basis Information (Case Level)

Filed Use:	No	Currently Use:	No	Amended Use:	No
Filed ITU:	No	Currently ITU:	No	Amended ITU:	No
Filed 44D:	No	Currently 44D:	No	Amended 44D:	No
Filed 44E:	Yes	Currently 44E:	Yes	Amended 44E:	No
Filed 66A:	No	Currently 66A:	No		
Filed No Basis:	No	Currently No Basis:	No		

Current Owner(s) Information

Owner Name: GOGLIO LUIGI MILANO S.P.A.

Owner Address: VIA SOLARI 10
MILAN
ITALY

Legal Entity Type: CORPORATION

State or Country Where Organized: ITALY

Attorney/Correspondence Information

Attorney of Record**Attorney Name:** M IRIS HESS**Docket Number:** 968202216**Correspondent****Correspondent
Name/Address:**M IRIS HESS
LADAS & PARRY
5670 WILSHIRE BLVD SUITE 2100
LOS ANGELES, CALIFORNIA 90036-5679
UNITED STATES**Domestic Representative - Not Found**

Prosecution History

Date	Description	Proceeding Number
Apr. 25, 2008	REGISTERED AND RENEWED (THIRD RENEWAL - 10 YRS)	59807
Apr. 25, 2008	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Apr. 21, 2008	ASSIGNED TO PARALEGAL	59807
Apr. 09, 2008	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Apr. 09, 2008	PAPER RECEIVED	
Nov. 23, 2007	CASE FILE IN TICRS	
Feb. 02, 1998	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Dec. 19, 1997	REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC. 8	
Dec. 19, 1997	REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC. 8	
Mar. 26, 1984	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jul. 04, 1978	CERTIFICATE OF CORRECTION ISSUED	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jan. 10, 2008

Change in Registration: Yes

Correction made to Registration: IT IS HEREBY CERTIFIED THAT THE ABOVE IDENTIFIED REGISTRATION IS IN ERROR REQUIRING CORRECTION AS FOLLOWS: #IN THE STATEMENT, COLUMN 001, LINE 001 , "LUIGI GOGGIO MILANO S.P.A." SHOULD BE DELETED AND " GOGGIO LUIGI MILANO S.P.A." SHOULD BE INSERTED. #THE SAID REGISTRATION SHOULD READ AS CORRECTED ABOVE.

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Apr. 25, 2008

EXHIBIT B

Generated on: This page was generated by TSDR on 2012-12-03 15:45:21 EST

Mark: FRES-CO SYSTEM



US Serial Number: 76066360

Application Filing Date: Jun. 08, 2000

US Registration Number: 3147058

Registration Date: Sep. 26, 2006

Register: Principal

Mark Type: Trademark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Oct. 05, 2012

Publication Date: Jul. 04, 2006

Mark Information

Mark Literal Elements: FRES-CO SYSTEM

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Color(s) Claimed: Color is not claimed as a feature of the mark.

Disclaimer: "SYSTEM"

Design Search Code(s): 26.17.01 - Bands, straight;Straight line(s), band(s) or bar(s);Lines, straight;Bars, straight

Foreign Information

Priority Claimed: Yes

Foreign Application Number: 1647718

Foreign Application Filing Date: May 10, 2000

Foreign

**Foreign Registration
Number:** 1647718

**Registration
Date:** Jun. 16, 2004

**Foreign
Application/Registration
Country:** EUROPEAN (EU) OFFICE
FOR HARMONIZATION IN
THE INTERNAL MARKET
(OHIM)

**Foreign
Expiration Date:** May 10, 2010

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: machines for packaging of foods, chemical and pharmaceutical products and organic fluids

International Class: 007 - Primary Class

U.S Class: 013, 019, 021, 023, 031, 034, 035

Class Status: ACTIVE

Basis: 44(e)

For: paper, cardboard, and bags for packaging and wrapping; packaging paper; paper and cardboard packaging and containers for vacuum and non-vacuum packaging

International Class: 016 - Primary Class

U.S Class: 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 44(e)

For: plastic sheets and plastic material films for packaging

International Class: 017 - Primary Class

U.S Class: 001, 005, 012, 013, 035, 050

Class Status: ACTIVE

Basis: 44(e)

For: commercial containers for vacuum and non-vacuum packaging in plastic or plastic materials

International Class: 020 - Primary Class

U.S Class: 002, 013, 022, 025, 032, 050

Class Status: ACTIVE

Basis: 44(e)

Basis Information (Case Level)

Filed Use:	No	Currently Use:	No	Amended Use:	No
Filed ITU:	Yes	Currently ITU:	No	Amended ITU:	No
Filed 44D:	Yes	Currently 44D:	No	Amended 44D:	No
Filed 44E:	No	Currently 44E:	Yes	Amended 44E:	No
Filed 66A:	No	Currently 66A:	No		
Filed No Basis:	No	Currently No Basis:	No		

Current Owner(s) Information

Owner Name: GOGGIO S.P.A. O IN FORMA ESTESA GOGGIO LUIGI MILANO S.P.A.
VIA SOLARI 10
Owner Address: MILAN 20144
ITALY

Legal Entity Type: JOINT STOCK COMPANY **State or Country Where Organized:** ITALY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: ELIZABETH A LINFORD **Docket Number:** 500001619 -

Correspondent

Correspondent Name/Address: ELIZABETH A LINFORD
LADAS & PARRY LLP
5670 WILSHIRE BOULEVARD
SUITE 2100
LOS ANGELES, CALIFORNIA 90036-5679
UNITED STATES

Phone: 323-934-2300

Fax: 323-934-0202

Correspondent e-mail: elinford@la.ladas.com

Correspondent e-mail Authorized: Yes

Domestic Representative

Domestic Representative Name: LADAS & PARRY LLP

Phone: 323-934-2300

Fax: 323-934-0202

Domestic Representative e-mail: elinford@la.ladas.com

Domestic Representative e-mail Authorized: Yes

Prosecution History

Date	Description	Proceeding Number
Oct. 05, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Oct. 05, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
Oct. 04, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Sep. 26, 2012	TEAS SECTION 8 & 15 RECEIVED	
Aug. 22, 2012	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Aug. 15, 2012	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 26, 2006	REGISTERED-PRINCIPAL REGISTER	
Jul. 04, 2006	PUBLISHED FOR OPPOSITION	
Jun. 14, 2006	NOTICE OF PUBLICATION	
May 12, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	71441
May 12, 2006	ASSIGNED TO LIE	71441
May 12, 2006	ASSIGNED TO LIE	76537
May 04, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 04, 2006	AMENDMENT FROM APPLICANT ENTERED	76537
Apr. 11, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	76537
Apr. 11, 2006	PAPER RECEIVED	
Jan. 20, 2006	NON-FINAL ACTION MAILED	

Jan. 20, 2006	NON-FINAL ACTION WRITTEN	61700
Jan. 20, 2006	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Dec. 23, 2005	WITHDRAWN FROM PUB - OG REVIEW QUERY	77908
Dec. 02, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	71441
Dec. 02, 2005	ASSIGNED TO LIE	71441
Nov. 30, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 30, 2005	AMENDMENT FROM APPLICANT ENTERED	72589
Nov. 09, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	72589
Nov. 09, 2005	PAPER RECEIVED	
Sep. 21, 2005	DATA MODIFICATION COMPLETED	72067
Jun. 07, 2005	PAPER RECEIVED	
Jun. 03, 2005	LETTER OF SUSPENSION MAILED	
Jun. 02, 2005	SUSPENSION LETTER WRITTEN	61700
Jun. 02, 2005	AMENDMENT FROM APPLICANT ENTERED	71466
May 16, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	71466
May 16, 2005	PAPER RECEIVED	
May 16, 2005	INQUIRY AS TO SUSPENSION MAILED	
May 16, 2005	SUSPENSION INQUIRY WRITTEN	61700
Nov. 16, 2004	LETTER OF SUSPENSION MAILED	
Nov. 16, 2004	SUSPENSION LETTER WRITTEN	61700
Nov. 15, 2004	AMENDMENT FROM APPLICANT ENTERED	70997
Nov. 05, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	70997
Nov. 05, 2004	PAPER RECEIVED	
May 25, 2004	LETTER OF SUSPENSION MAILED	
Apr. 23, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 23, 2004	PAPER RECEIVED	
Nov. 18, 2003	LETTER OF SUSPENSION MAILED	
Oct. 20, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Nov. 09, 2003	CASE FILE IN TICRS	
Oct. 20, 2003	PAPER RECEIVED	
Apr. 29, 2003	INQUIRY AS TO SUSPENSION MAILED	

Apr. 24, 2003	ASSIGNED TO EXAMINER	61700
Aug. 04, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jul. 27, 2001	LETTER OF SUSPENSION MAILED	
Apr. 30, 2001	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 29, 2000	NON-FINAL ACTION MAILED	
Dec. 06, 2000	ASSIGNED TO EXAMINER	78185

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMO LAW OFFICE 114 **Date in Location:** Oct. 05, 2012

Assignment Abstract of Title Information

Summary

Total Assignments: 2 **Registrant:** GOGGIO LUIGI MILANO S.P.A.

Assignment 1 of 2

Conveyance: CHANGE OF NAME

Reel/Frame: [4840/0001](#)

Pages: 3

Date Recorded: Aug. 09, 2012

Supporting Documents: [assignment-tm-4840-0001.pdf](#)

Assignor

Name: [GOGGIO LUIGI MILANO S.P.A](#)

Execution Date: Jul. 09, 2002

Legal Entity Type: JOINT STOCK COMPANY

State or Country ITALY

Where Organized:

Assignee

Name: [GOGLIO LUIGI MILANO S.P.A. O IN FORMA ABBREVIATA GOGLIO S.P.A.](#)

Legal Entity Type: JOINT STOCK COMPANY **State or Country Where Organized:** ITALY

Address: VIA SOLARI 10
MILAN 20144, ITALY

Correspondent

Correspondent Name: LADAS & PARRY LLP

Correspondent Address: 5670 WILSHIRE BOULEVARD
SUITE 2100
LOS ANGELES, CA 90036-5679

Domestic Representative

Domestic Representative Name: LADAS & PARRY LLP

Domestic Representative Address: 5670 WILSHIRE BOULEVARD
SUITE 2100
LOS ANGELES, CA 90036-5679

Assignment 2 of 2

Conveyance: CHANGE OF NAME

Reel/Frame: [4843/0946](#) **Pages:** 3

Date Recorded: Aug. 16, 2012

Supporting Documents: [assignment-tm-4843-0946.pdf](#)

Assignor

Name: [GOGLIO LUIGI MILANO S.P.A. O IN FORMA ABBREVIATA GOGLIO S.P.A.](#) **Execution Date:** Dec. 21, 2004

Legal Entity Type: JOINT STOCK COMPANY **State or Country Where Organized:** ITALY

Assignee

Name: [GOGLIO S.P.A. O IN FORMA ESTESA GOGLIO LUIGI MILANO S.P.A.](#)

Legal Entity Type: JOINT STOCK COMPANY **State or Country Where Organized:** ITALY

Address: VIA SOLARI 10
MILAN 20144, ITALY

Correspondent

**Correspondent
Name:** LADAS & PARRY LLP

**Correspondent
Address:** 5670 WILSHIRE BOULEVARD
SUITE 2100
LOS ANGELES, CA 90036-5679

Domestic Representative

**Domestic
Representative
Name:** LADAS & PARRY LLP

**Domestic
Representative
Address:** 5670 WILSHIRE BOULEVARD
SUITE 2100
LOS ANGELES, CA 90036-5679

EXHIBIT C

Generated on: This page was generated by TSDR on 2012-12-03 15:45:55 EST

Mark: FRES-CO BRICK

FRES-CO BRICK

**US Serial
Number:** 79084428

**Application
Filing Date:** Apr. 15, 2010

**US Registration
Number:** 4089464

**Registration
Date:** Jan. 24, 2012

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jan. 24, 2012

**Publication
Date:** Nov. 08, 2011

Mark Information

**Mark Literal
Elements:** FRES-CO BRICK

**Standard
Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing
Type:** 4 - STANDARD CHARACTER MARK

Disclaimer: "BRICK"

Related Properties Information

**International
Registration
Number:** [1043595](#)

**International
Registration Date:** Apr. 15, 2010

**Claimed Ownership
of US Registrations:** [1081659,3147058](#)

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Flexible, air tight under vacuum industrial containers for packaging, made of metal or consisting primarily of metal also with paper and/or plastic materials; boxes and tubes made of metal or consisting of primarily of metal also with paper and/or plastic materials; industrial packaging containers in the form of bags and small bags, made of metal or consisting primarily of metal also with paper and/or plastic materials

International Class: 006 - Primary Class

U.S Class: 002, 012, 013, 014, 023, 025, 050

Class Status: ACTIVE

Basis: 66(a)

For: Machines for packaging foodstuffs, chemicals, pharmaceutical preparations and organic fluids

International Class: 007 - Primary Class

U.S Class: 013, 019, 021, 023, 031, 034, 035

Class Status: ACTIVE

Basis: 66(a)

For: Sheets, boxes, bags and small bags for wrapping and packaging consisting primarily of paper and cardboard and also in combination with aluminium, plastic material or combinations of these materials; wrapping paper; paper packs and containers for vacuum and non-vacuum packaging made of paper or made primarily of paper in combination with aluminium film, plastic materials or of combination of these materials; wrapping and packaging films made of plastic or made primarily of plastic in combination with aluminium not for commercial or industrial purposes

International Class: 016 - Primary Class

U.S Class: 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 66(a)

Packaging for vacuum and non-vacuum packaging in the nature of films and containers used as packaging both for food and for non-food items made of

For: plastic, plastic material and primarily of plastic in combination with aluminium film for commercial or industrial purposes

International Class: 017 - Primary Class

U.S Class: 001, 005, 012, 013, 035, 050

Class Status: ACTIVE

Basis: 66(a)

Basis Information (Case Level)

Filed Use:	No	Currently Use:	No	Amended Use:	No
Filed ITU:	No	Currently ITU:	No	Amended ITU:	No
Filed 44D:	No	Currently 44D:	No	Amended 44D:	No
Filed 44E:	No	Currently 44E:	No	Amended 44E:	No
Filed 66A:	Yes	Currently 66A:	Yes		
Filed No Basis:	No	Currently No Basis:	No		

Current Owner(s) Information

Owner Name: GOGGIO S.P.A. O IN FORMA ESTESA GOGGIO LUIGI MILANO S.P.A.
Via Andrea Solari, 10
Owner Address: I-20144 MILANO (MI)
ITALY

Legal Entity Type: JOINT-STOCK COMPANY **State or Country Where Organized:** ITALY

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jeffrey Morgan

Correspondent

Correspondent Name/Address: Jeffrey Morgan
Novak Druce + Quigg LLP
1000 Louisiana, 53rd Floor
Houston, TEXAS 77002
UNITED STATES

Phone: 713.571.3400

Fax: 713.456.2836

Correspondent e-

Correspondent e-

mail: trademark@novakdruce.com mail Authorized: No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 13, 2012	NOTIFICATION OF POSSIBLE OPPOSITION - PROCESSED BY IB	
Sep. 15, 2012	FINAL DECISION TRANSACTION PROCESSED BY IB	
Aug. 27, 2012	FINAL DISPOSITION NOTICE SENT TO IB	
Aug. 27, 2012	FINAL DISPOSITION PROCESSED	67445
Apr. 24, 2012	FINAL DISPOSITION NOTICE CREATED, TO BE SENT TO IB	
Jan. 24, 2012	REGISTERED-PRINCIPAL REGISTER	
Jan. 06, 2012	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Jan. 06, 2012	NOTIFICATION PROCESSED BY IB	
Jan. 04, 2012	NOTIFICATION OF POSSIBLE OPPOSITION CREATED, TO BE SENT TO IB	
Nov. 08, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E- MAILED	
Nov. 08, 2011	PUBLISHED FOR OPPOSITION	
Oct. 19, 2011	NOTIFICATION OF POSSIBLE OPPOSITION SENT TO IB	
Oct. 19, 2011	NOTICE OF START OF OPPOSITION PERIOD CREATED, TO BE SENT TO IB	
Oct. 04, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	68123
Oct. 04, 2011	ASSIGNED TO LIE	68123
Sep. 20, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 31, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 31, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 31, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 02, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 02, 2011	NON-FINAL ACTION E-MAILED	6325
Mar. 02, 2011	NON-FINAL ACTION WRITTEN	80818

Feb. 08, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 08, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 08, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 04, 2010	REFUSAL PROCESSED BY IB	
Aug. 09, 2010	NON-FINAL ACTION MAILED - REFUSAL SENT TO IB	
Aug. 09, 2010	REFUSAL PROCESSED BY MPU	68359
Aug. 07, 2010	NON-FINAL ACTION (IB REFUSAL) PREPARED FOR REVIEW	
Aug. 06, 2010	NON-FINAL ACTION WRITTEN	80818
Aug. 03, 2010	APPLICATION FILING RECEIPT MAILED	
Jul. 30, 2010	ASSIGNED TO EXAMINER	80818
Jul. 30, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 29, 2010	SN ASSIGNED FOR SECT 66A APPL FROM IB	

International Registration Information (Section 66a)

International Registration Number:	1043595	International Registration Date:	Apr. 15, 2010
Priority Claimed Flag:	Yes	Date of Section 67 Priority Claim:	Apr. 07, 2010
Intl. Registration Status:	REQUEST FOR EXTENSION OF PROTECTION PROCESSED	Date of International Registration Status:	Jul. 29, 2010
Notification of Designation Date:	Jul. 29, 2010	Date of Automatic Protection:	Jan. 29, 2012
First Refusal Flag:	Yes		

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location:	PUBLICATION AND ISSUE SECTION	Date in Location:	Jan. 24, 2012
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